

Develin D.R. Lay #230678  
 Name  
G.P.C.C. DA-2  
PO Box 700 Hinton, Okla. 73047  
 Address

**FILED**

APR 24 2024

CARMELITA REEDER SHINN, CLERK  
 U.S. DIST. COURT, WESTERN DIST. OKLA.  
 BY u24 DEPUTY

**UNITED STATES DISTRICT COURT  
 FOR THE Western DISTRICT OF OKLAHOMA**

Develin D.R. Lay Plaintiff  
 (Full Name)

Case No. CIV-24-417-F  
 (To be supplied by the Clerk)

v.

Stephens County, Okla. Defendant(s)  
 Mr Kew Graham = Mr Herberger  
 Mr Javier Martinez

**CIVIL RIGHTS COMPLAINT  
 PURSUANT TO 42 U.S.C.  
 § 1983**

**A. JURISDICTION**

1) Develin D.R. Lay, is a citizen of Oklahoma,  
 (Plaintiff) (State)  
 who presently resides at Great Plains Correctional Center, PO Box 700  
Hinton Oklahoma 73047  
 (Mailing address or place of confinement)

2) Defendant Stephens County Kew Graham is a citizen of Duncan, Okla.  
 (Name of first defendant) (City, State)

and is employed as Judge. At the time the claim(s)  
 (position and Title, if any)

alleged in this complaint arose, was this defendant acting under color of state law?

Yes ☒No ☒

If your answer is "Yes", briefly explain:

- 3) Defendant Javier Martinez is a citizen of  
(Name of second defendant)  
Duncan Oklahoma, and is employed as  
(City, State)  
Jail Administrator. At the time the claim(s)  
(Position and Title, if any)  
alleged in this complaint arose was this defendant acting under color of state law?  
Yes ☐ No ☒ If your answer is "Yes", briefly explain:

(Use the back of this page to furnish the above information for additional defendants.)

- 4) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343(3); 42 U.S.C. § 1983. (If you wish to assert jurisdiction under different or additional statutes, you may list them below.)

#### B. NATURE OF THE CASE

- 1) Briefly state the background or your case.

## C. CAUSE OF ACTION

- 1) I allege that the following of my constitutional rights, privileges or immunities have been violated and that the following facts form the basis for my allegations: (If necessary you may attach up to two additional pages (8 1/2" x 11") to explain any allegation or to list additional supporting facts.)

A) (1) Count I: Violation of my right to life,  
Violates 14 Amendment

(2) Supporting facts: (Include all facts you consider important, including names of persons involved, places and dates. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

All of Mr Herberger court staffs = All Jail staff  
Was given a date rape drug by medical staff and  
while on it was forced to sign paper work for  
Gillespy Counseling Conversion Therapy 2018 inmates  
allowed to choke me to death. T. Gillespy - Javier Martinez  
All Detention officers Judge Graham - Bobby Dressler - EMS Duncan

B) (1) Count II: mental and physical torture  
resulting in long term injury right shoulder  
and Mental torture & Violates 8th amendment

(2) Supporting facts: (Include all facts you consider important, including names of persons involved, places and dates. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

Several inmates many names. For safety sake I cant put name here!  
For fear of retaliation on them captive  
Jail officers was allowed to spit on and slap  
me, pinch my penis inmates who were sex  
offenders was allowed to assault me for  
whistle blowing on children be used for sex and corruption  
with in the court

C) (1) Count III: Retaliation Retaliation on  
a known whistle blower with intent to  
kill

(2) Supporting facts: (Include all facts you consider important, including names of persons involved, places and dates. Describe exactly how each defendant is involved. State the facts clearly in your own words without citing legal authority or argument.)

Around Sept 2018, The jail allows murder in name of therapy. Mr Dressler was told by Guillermo counseling I was a child molester and he could take his anger out on me for his abuse by his father in the name of therapy. Mr Dressler found out I was not and would not let jail staff touch me - EMS witness

#### D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

- 1) Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to the conditions of your imprisonment?

Yes ☐ No ☒ If your answer is "Yes", describe each lawsuit. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

- a) Parties to previous lawsuit:

Plaintiffs: \_\_\_\_\_

Defendants: \_\_\_\_\_

- b) Name of Court and Docket Number: \_\_\_\_\_

- c) Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

- d) Issues Raised? \_\_\_\_\_

- e) Approximate date of filing lawsuit? \_\_\_\_\_

- f) Approximate date of disposition? \_\_\_\_\_

- 2) I have previously sought informal or formal relief from appropriate administrative officials regarding the acts complained of in Part C.

Yes ☒ No ☐ If your answer is "Yes", briefly describe how relief was sought and the results. If your answer is "No", briefly explain why administrative relief was not sought.

Mr Martinez was aware of 2 visits under therapy but not 3rd. When I spoke to him I was told he didn't know. Talked to a Mr have about location of dead body was put in medical cell for observation.

#### E. REQUEST FOR RELIEF

- 1) I believe that I am entitled to the following relief: To be released from prison and monetary compensation. And protection from ~~forth~~ further attack. Truth to be told and for children to stop being used for sex slavery. And five restitution or any other five cleared. And probation to be cleared charges & probation & record cleared

\_\_\_\_\_  
Signature of Attorney (if any)

Daniel Jay  
\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(Attorney's full address and telephone number)

**DECLARATION UNDER PENALTY OF PERJURY**

The undersigned declares (or certifies, verifies, or states) under penalty of perjury that he is the Plaintiff in the above action, that he has read the above complaint and that the information contained therein is true and correct. 28 U.S.C. § 1746. 18 U.S.C. § 1621.

Executed at G.P.C.C. Hinton Oklahoma on March 15, 2024  
(Location) (Date)

Devlin Jay  
(Signature)